

**MINUTES OF CITY COUNCIL MEETING
ARTESIA, NEW MEXICO
April 8, 2014**

The City Council of the City of Artesia, New Mexico met in the City Council Chambers at City Hall on Tuesday, April 8, 2014 at 7:00 p.m. in regular session with Mayor Phillip Burch presiding, and the following present to wit:

Jose Luis Aguilar	Raul Rodriguez
Kent Bratcher	Bill Rogers
Terry Hill	Nora Sanchez
Manuel Madrid Jr.	Jeff Youtsey

The following were absent:
none

Also present:
Aubrey Hobson, City Clerk-Treasurer
John Caraway, City Attorney

It was determined that a quorum was present. The invocation was given by Councilor Rodriguez, and all joined in the Pledge of Allegiance.

New Requests for City Facilities

Prison Door Inc. has requested the use of Roberts Park on Sunday, May 4, 2014 from 5:00 PM to 8:00 PM to host a prayer gathering for the Ohuna Family. The request approval of use of city services as stated on the application. Councilor Rodriguez moved to approve the request from Prison Door Inc. for the use of Roberts Park on Sunday May 4th, contingent upon proof of insurance. The motion was seconded by Mayor Pro tem Hill and upon vote, the motion passed.

Consent Agenda

Councilor Rodriguez moved to approve the Consent Agenda as written. The motion was seconded by Councilor Rogers and upon vote, the motion passed.

The Consent Agenda includes:

1. Approval of Minutes: *March 25, 2014 - Regular meeting
2. Consideration of Bids:
3. Contracts, Leases and Agreements:
 - A. *Consideration and approval of City of Roswell Unmanned Aerial Systems (UAS) Coalition membership
4. Appointments:
5. Resignations:
 - A. Accept the retirement of Pam Castle, Library Supervisor, effective March 31, 2014
 - B. Accept the resignation of Michael Natividad, Facility Maintenance Tech, effective April 11, 2014
6. Dates of Hearing:

7. *Travel and Training:

- A. Police – Ratification of Mayor Burch's approval for one (1) employee to attend the SFST update in Artesia, NM. Registration is the only cost
- B. Police – Ratification of Mayor Burch's approval for one (1) employee to attend the Nuclear Detection Program in Albuquerque, NM. Request actual expenses
- C. Police – Ratification of Mayor Burch's approval for one (1) employee to attend True Lies: Detecting Deception in Las Cruces, NM. Request actual expenses
- D. Police – Permission for two (2) employees to attend Crime Scene Reconstruction I in Hobbs, NM. Request actual expenses
- E. Police – Permission for one (1) employee to attend Knock and Talk Investigation Techniques in Las Cruces, NM. Request actual expenses
- F. Police – Permission for one (1) employee to attend General Instructor Refresher in Santa Fe, NM. Request actual expenses
- G. Police – Permission for one (1) employee to attend Crime Scene Reconstruction in Hobbs, NM. Request actual expenses
- H. Police – Permission for one (1) employee to attend the NM Gang Task Force conference in Albuquerque, NM. Request actual expenses
- I. Planning – Permission for one (1) employee to attend Certified Floodplain Managers refresher course and exam in Clovis, NM. Request actual expenses
- J. Library – Permission for one (1) employee to participate in the online course Reference & Information Services. Registration is the only cost
- K. Police – Permission for one (1) employee to attend a Firearms refresher course in Hobbs, NM. Request actual expenses
- L. Police – Permission for one (1) employee to attend Investigation of Apparent Suicide in Albuquerque, NM. Request actual expenses
- M. Police – Permission for two (2) employees to attend Sexual Exploitation of Children in Cyber Space training in Albuquerque, NM. Request actual expenses
- N. Water – Permission for one (1) employee to attend the Northern Short School and exam in Espanola, NM. Request actual expenses
- O. Police – Ratification of Mayor Burch's approval for three (3) employees to attend the SNMLEA Firearms Instructor update in Hobbs, NM. Request actual expenses
- P. Police – Permission for one (1) employee to participate in the online course Leadership and Management certification. Registration is the only cost
- Q. Police – Permission for one (1) employee to participate in the Legal Liability: Citizen Recordings of Officers on Duty webinar. Registration is the only cost
- R. Police – Permission for one (1) employee to participate in the Qualities of Great Leadership: Authenticity webinar. Registration is the only cost
- S. Police – Permission for one (1) employee to participate in the Qualities of Leadership: Learning from the Best/Worst webinar. Registration is the only cost

8. **Use of Facilities** (approval contingent upon receipt of all applicable fees, license(s) and dept approvals):9. **Routine Requests for City Facilities:**

- A. *Artesia Chamber of Commerce and the DOES #45 Elks Lodge have requested permission to hold their annual July 4th Parade on Friday, July 4, 2014 from 7:30 am – 10:30 am (Main Street from Bulldog Boulevard east to 2nd Street). Request approval of use of city services and road closures as stated on application and waiver of fees. *Contingent upon proof of insurance and NM Department of Transportation approval*
- B. *Artesia Relay for Life has requested the use of Martin Luther King Park from noon Friday, August 22, 2014 to 6 am Saturday, August 23, 2014 for the 2014 Relay for Life. Request approval of use of city services and road closures as stated on application. *Contingent upon proof of insurance*
- C. *First United Methodist Church has requested the use of: Guadalupe Park on Saturday, June 28, 2014 from 9 am – 1 pm, Jamaica Park on Saturday, July 29, 2014 from 9 am – 1 pm and Central Park on Saturday, August 23, 2014 from 9 am – 1 pm for Bible School in the Park. *Contingent upon proof of insurance*
- D. *7024U has requested use of Jaycee Park from 6:30 am – 9:00 am on Friday, July 4, 2014 for a 5K Fun Run.

- E. Michelle Harmon representing Senior Salute has requested a waiver of fees for use of the Artesia Recreation Center the week of May 18-23, 2014 for the Annual Senior Salute after graduation celebration.
- F. *Artesia Police Department has requested the use of Guadalupe Park on Saturday, May 3, 2014 from 9:00 am – 3:30 pm for the 2014 Artesia Child Safety Fair. Request approval of use of city services and road closures as stated on application
- G. *Artesia Chamber of Commerce – Request use of Jaycee Park on Friday, June 6, 2014 thru Sunday, June 8, 2014 for the Gus Macker 3-on-3 Basketball Tournament (tournament hours 3 pm – 1 am Friday and Saturday). Request approval of use of city services as stated on application and waiver of fees. (*Contingent upon proof of insurance*)

- 10. Budgeted Items:
- 11. Non-budgeted Items:
- 12. *Payment of Bills

Period for Hearing Visitors

Scott Verhines, NM State Engineer thanked the Council for hosting the Drought Task Force meeting at the Library.

Comments from Public Officials and Contracted Services

Rebecca Prendergast, representing Artesia MainStreet, presented pictures of the model bronze statue for the roundabout at 2nd and Quay, by the Library. Ms. Prendergast reported that the proposed bronze would be a pile of classic books, with children sitting on the books and reading. It was noted that the Mayor and Council had concerns that this had not been discussed with them prior to this evening, and no action was taken.

Personnel

Mayor Pro tem Hill, upon recommendation of the Mayor, and subject to successful completion of required pre-employment testing, moved to hire Gary Mick to the position of Street Department Equipment Operator, at a salary of \$2,141 per month (CA16). The motion was seconded by Councilor Rodriguez and upon vote, the motion passed.

Human Resources Director Bill Thalman distributed the safety statistics for March.

Mayor Pro tem Hill moved to temporarily increase the salary of Cheryl Hinkle by 5%, effective March 17, 2014, for the extra job duties as a result of the vacancy of the Community Development Director and the Planning and Zoning Administrator positions. The motion was seconded by Councilor Rogers and upon vote, the motion passed.

Public Safety

Police

Commander Guy Chavarria presented the department statistics for March.

Fire

Chief Hummingbird presented the department statistics for March.

Community Development

Acting Community Development Director Cheryl Hinkle reported that Rogelio Chavira had filed to request the condemnation of 309 W. Cleveland, Resolution No. 1534, be rescinded. Ms. Hinkle reported that Mr. Chavira was not present at the meeting. Councilor Bratcher moved to enforce the condemnation of 309 W. Cleveland, Resolution No. 1534. The motion was seconded by Councilor Youtsey and upon vote, the motion passed.

Infrastructure

Infrastructure Director Byron Landfair reported on the status of projects.

City Clerk

Councilor Rodriguez moved to accept the donation of the statue and pedestal labeled “Artesia Bulldog”, located at 611 W. Main Street, as a contribution from Ralph Nix. The motion was seconded by Councilor Rogers and upon vote, the motion passed.

Councilor Youtsey moved to adopt the budget adjustment resolution, Resolution No. 1535. The motion was seconded by Councilor Rodriguez and upon vote, the motion passed.

RESOLUTION NO. 1535**Mayor**

Councilor Rodriguez, moved that in accordance with 10-15-1-H(2) & (8), the Council and Mayor go into executive session regarding limited personnel matters (the employment status and possible disciplinary action of a Street Department employee and two Solid Waste Department employees) and the purchase of real property and/or water rights. The motion was seconded by Councilor Rogers and upon roll call vote, with the following votes recorded:

Aye: Aguilar, Bratcher, Hill, Madrid, Rodriguez, Rogers, Sanchez, Youtsey

Nay: none

the motion passed.

Council recessed to executive session at 7:50 p.m.

Council reconvened at 8:52 p.m.

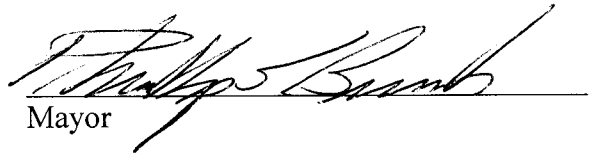
Councilor Rodriguez moved that the only matters discussed in executive session pertained to the limited personnel or the purchase of real property and/or water rights, and no action was taken. The motion was seconded by Councilor Youtsey and upon vote, the motion passed.

Councilor Youtsey moved to extend the probationary period for 30 additional days for Solid Waste employee Johnny Chazaretta, to allow him to get his CDL license. The motion was seconded by Councilor Bratcher and upon vote, with Councilor Aguilar voting “nay”, the motion passed.

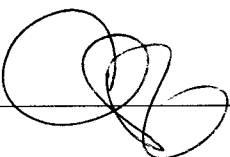
Councilor Youtsey moved to extend the probationary period for 30 additional days for Solid Waste employee Lionel Barrera, to allow him to get his CDL license. The motion was seconded by Councilor Madrid and upon vote, with Councilor Aguilar voting "nay", the motion passed.

Councilor Youtsey moved to extend the probationary period for 30 additional days for Street Department employee Martin Martinez, to allow him to get his CDL license. The motion was seconded by Mayor Pro tem Hill and upon vote, with Councilor Aguilar voting "nay", the motion passed.

There being no further business to come before the Council, the meeting adjourned at 8:58 p.m. April 8, 2014.


Mayor

ATTEST:


City Clerk